

Docket No. G0003/7261

Appeal No.: 2005-1022
Appellant: Q. Peter Zhang et al.
Application No.: 09/901,315
Hearing Room: A
Hearing Docket: B
Hearing Date: Wednesday, July 13, 2005
Hearing Time: 9:00 AM
Location: Madison Building – East Wing
600 Dulany Street, 9th Floor
Alexandria, VA 22313-1450

RECEIVED

JUL 12 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**WITHDRAWAL FROM APPEAL AND REOPENING OF PROSECUTION**

* CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

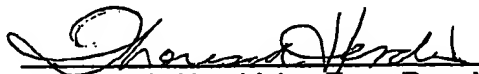
The undersigned hereby certifies that this document is being transmitted by facsimile to the Board of Patent Appeals and Interferences at Facsimile No. 571-273-0299 on July 11, 2005.


Judi Williams

Applicant intends to withdraw the present application from appeal and reopen the prosecution by filing a Request for Continued Examination (RCE) under 37 CFR § 1.114, accompanied by a submission to the last outstanding office action. The RCE will be filed by the hearing date of July 13, 2005.

Based on the proposed withdrawal and filing of an RCE, Applicant will NOT be attending the hearing scheduled for Wednesday, July 13, 2005 (see attached Notice of Hearing). If the Appeals Board has any questions, it is respectfully requested they telephone the undersigned attorney.

Respectfully submitted,

Date: July 11, 2005
Therese A. Hendricks, Esq., Reg. No. 30,389
KUDIRKA & JOBSE, LLP
Customer Number 021127
Tel: (617) 367-4600 Fax: (617) 367-4656



RECEIVED
JUN 07 2005
United States Patent and Trademark Office

MAILED

JUN 06 2005 421

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

VENABLE, BAETJER, HOWARD
AND CIVILETTI, LLP
Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

G3/7261

VENABLE, BAETJER, HOWARD
AND CIVILETTI, LLP
P.O. BOX 34385
WASHINGTON, DC 20043-9998

Appeal No: 2005-1022
Appellant: Q. Peter Zhang et al.
Application No: 09/901,315
Hearing Room: A
Hearing Docket: B
Hearing Date: Wednesday, July 13, 2005
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

RA JRB

WA SIS

29953-210514

**NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (703) 892-9306

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: (☒) HEARING ATTENDANCE CONFIRMED (☐) HEARING ATTENDANCE WAIVED

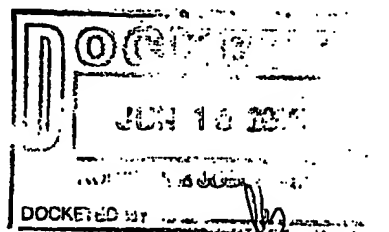
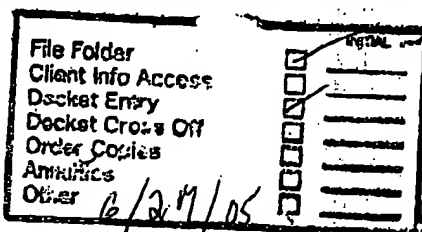
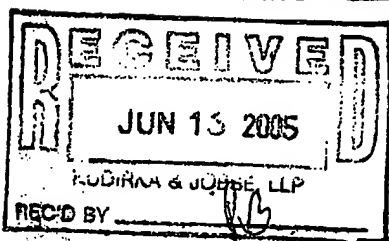
Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel: Wayne Collette

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/web/offices/dcom/bpai/docs/contacts/contact_info.htm



KUDIRKA & JOBSE, LLP

One State Street, Suite 800

Boston MA 02109

Tel: (617) 367-4600

Fax: (617) 367-4656

FACSIMILE COVER SHEET

Number of pages being transmitted (including cover sheet): 3

Date: July 11, 2005

TO: Name: Board of Patent Appeals and Interferences
USPTO

Facsimile No: 571-273-0299

FROM: Name: Therese A. Hendricks**RE:** Our File Number: G0003/7261Your File Number: USSN 09/901,315
Appeal No. 2005-1022**RECEIVED**

JUL 12 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCESOriginals By: ☐ First Class Mail ☐ Overnight ☐ Air Mail ☒ Not Sent

Comments or Instructions

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being transmitted by facsimile to the Board of Patent Appeals and Interferences at Facsimile No. 571-273-0299 on July 11, 2005.


Judi Williams

This transmission contains confidential information intended for use only by the above-named recipient. Reading, discussion, distribution, or copying of this message is strictly prohibited by anyone other than the named recipient, or his or her employees or agents. If you have received this fax in error, please immediately notify us by telephone (collect), and return the original message to us at the above address via the U.S. Postal Service.

IF YOU DID NOT RECEIVE ALL OF THE PAGES OF THIS TRANSMISSION
OR IF ANY OF THE PAGES ARE ILLEGIBLE, PLEASE CALL
IMMEDIATELY AT (617) 367-4600